



CDW

Attorney Docket No. 432 P. 690

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Maurice J. Pigott, Brandon L. Pigott, Schuyler F.  
Pigott, Peter S. Pigott, and Jerry J. Fan.

Application No.: 10/616,763  
Confirmation No.: 2300  
Filed On: July 10, 2003

Examiner: Unassigned

Art Unit: 3637

For: PALLETIZED TRAY SYSTEM

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 C.F.R. §§ 1.97 AND 1.98**

Dear Sir:

Applicants submit herewith Form PTO-1449, "Supplemental Information Disclosure Statement." Pursuant to the Notice from the U.S. Patent and Trademark Office ("PTO") dated October 12, 2004, the PTO has waived the requirement under 37 C.F.R. 1.98(a)(2)(i) requiring submission of a copy of each cited U.S. patent and each cited U.S. patent application for all applications regardless of filing date and for all international applications entering the national stage under 35 U.S.C. Sec. 371 regardless of U.S. filing date. Therefore, copies of the cited U.S. patents are not enclosed.

The above-mentioned references were cited in a corresponding European Patent application. A copy of the International Search Report is also enclosed.

Since this Statement is being filed before the mailing date of a first Official Action on the merits, no fee is necessary.

Applicants are submitting this art because Applicants recognize their duty to disclose pursuant to 37 C.F.R. §1.56. However, submission of this art and Statement is not an admission that any item identified contains matter anticipating the invention or rendering the invention obvious to a person of ordinary skill in the art. Further, Applicants believe none of the art submitted herewith, alone or in proper combination, discloses, teaches or suggests the invention claimed by Applicants.

The citation of a reference is also without admission that the reference is sufficient to teach one of ordinary skill in the art how to make or use the subject matter thereof or the reference is, or is considered to be, material to the patentability as defined in 37 C.F.R. §1.56(b).

Moreover, submission of these patents is without admission that any of the patents constitutes statutory prior art or has an effective date prior to Applicants' effective date of invention.

Applicants specifically reserve all rights of privilege and confidence with respect to this matter. A submission of this document is not to be construed as a waiver of those rights. In addition, the filing of this Statement is not to be construed as a representation a search had been made by Applicants or counsel.

Please charge any additional fees associated with this Communication or credit any overpayment to our Deposit Account No. 23-0280. A duplicate copy of this paper is enclosed for that purpose.

Respectfully submitted,

Dated: February 28, 2005

By: 

Roger H. Stein, Reg. No. 31,882  
Wallenstein Wagner & Rockey, Ltd.  
311 South Wacker Drive, 53<sup>rd</sup> Floor  
Chicago, Illinois 60606-6630  
312.554.3300  
Attorneys for Applicant

---

**CERTIFICATE OF MAILING (37 C.F.R. § 1.8a)**

I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on Feb. 28, 2005.

  
/220048



**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**  
PTO-1449

Sheet 1 of 1

Application No.: 10/616,763  
Filing Date: July 10, 2003  
First Named Inventor: Maurice J. Pigott  
Art Unit: 3637  
Examiner Name:  
Attorney Docket Number: 432 P 190

**U.S. PATENT DOCUMENTS**

Examiner Initial	Document No. Kind Code (if known)	Name of Patentee or Applicant	Publication Date (MM-DD-YYYY)
	5,725,118	Slager et al.	03/10/1998
	5,415,289	Kim	05/16/1995
	5,409,110	Patent	04/25/1995

**FOREIGN PATENT DOCUMENTS**

Examiner Initial	Foreign Patent Document			Name of Patentee or Applicant	Date of Publication	T
	Office	Number	Kind			
	EPO	0 436 783 A1		Stucki Kunststoffwerk und Werkzeugbau GmbH	17/07/1991	N
	DE	38 19624 A1		Robert Bosch GmbH	08/02/1990	N
	FR	1 167 061		Fromageries X & R. Rentz	20/11/1958	N
	FR	2 371 349 A		Fisklaadan Packing AB	16/06/1978	N

**OTHER PRIOR ART OR NON-PATENT LITERATURE DOCUMENTS**

Examiner Initial	(including Author (in capital letters), Title of the article, Title of the item, Date, Pages, Volume-Issue number, Publisher, City and/or Country where published.)	T
	Communication/European Search Report dated 22 December 2004.	

Examiner Signature: \_\_\_\_\_

Date Considered: \_\_\_\_\_

Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.